

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA, ) 8:08CR431  
                                  )  
Plaintiff, )  
                                  )  
                                  ) ORDER  
v. )  
                                  )  
THOMAS D. SMITH, )  
                                  )  
Defendant. )

UPON THE ORAL MOTION OF THE DEFENDANT,

IT IS ORDERED that the Change of Plea hearing is continued to **July 13, 2010** at **3:00 p.m.** before Magistrate Judge F.A. Gossett, Courtroom No. 6, Second Floor, Roman L. Hruska U.S. Courthouse, 111 So. 18<sup>th</sup> Plaza, Omaha, Nebraska.

For this defendant, the time between **June 21, 2010** and the **hearing** on the anticipated plea of guilty **is excluded** for purposes of computing the limits under the Speedy Trial Act. **See** 18 U.S.C. § 3161(h)(1)(I)&(h)(8)(A)(B).

Since this is a criminal case, the defendant must be present, unless excused by the Court.

DATED this 21<sup>st</sup> day of June, 2010.

BY THE COURT:

s/ F.A. Gossett  
United States Magistrate Judge